



PATENT
Application No. 09/533,029
Atty Docket No. MBI-0010

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Jacqueline HEARD *et al.*

Appl. No.: 09/533,029

Filed: March 22, 2000

For: DISEASE-INDUCED
POLYNUCLEOTIDES

Art Unit: 1638

Examiner: David H. Kruse

MAR 19 2002

TECH CENTER 1600/2900

Commissioner for Patents
Washington, D.C. 20231

**REPLY TO RESTRICTION AND ELECTION
OF SINGLE NUCLEOTIDE SPECIES REQUIREMENTS**

Applicants hereby respond to the Office Action of February 15, 2002 (Paper No. 17), where the Examiner requested an election/restriction to one nucleic acid sequence and one encoded amino acid sequence from the elected group E (*see* Restriction Requirement in Paper No. 2, mailed July 21, 2000, at pp. 3-5). Applicants provisionally elect SEQ ID Nos. 17 and 18 and traverse the requirements for restriction and election of a single sequence, as discussed below, and respectfully request reconsideration. As applicants are electing a species, if and when the subject matter directed to the elected species is found allowable, the remaining subject matter in the group E claims will be examined. Should the requirements be made final, applicants hereby reserve their right to proceed with the prosecution of any remaining claims in separate applications, without prejudice, and also reserve the right to have all sequences examined.